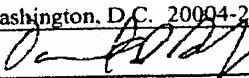
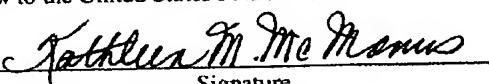


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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/051,297
		Filing Date	01/22/2002
		First Named Inventor	Heinz WALTER et al.
		Group Art Unit	2857
		Examiner Name	Jeffrey R. West
Total Number of Pages in This Submission	6	Attorney Docket Number	740116-358

<b>ENCLOSURES (check all that apply)</b>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Replacement Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input type="checkbox"/> A self-addressed prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
		Remarks

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
Firm or Individual name	David S. Safran, Reg. No. 27,997 Nixon Peabody LLP 401 9 <sup>th</sup> Street, N.W. Suite 900 Washington, D.C. 20004-2128
Signature	
Date	February 22, 2005

<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]</b>	
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February 22, 2005	
Date	<hr/> Signature Kathleen M. McManus <hr/> Typed or printed name

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W342728.1

# FEE TRANSMITTAL FOR FY 2005

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT:** (\$830.00)

Complete if Known	
Application Number	10/051,297
Filing Date	01-22-2002
First Named Inventor	Heinz WALTER et al.
Examiner Name	Jeffrey R. West
Art Unit	2857
Attorney Docket No.	740116-358

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  Other  None

Deposit Account:

Deposit Account Number: 19-2380(740116-358)

Deposit Account Name: Nixon Peabody LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEES CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code		
1001	300	2001 150 Utility filing fee	
1002	200	2002 100 Design filing fee	
1003	200	2003 100 Plant filing fee	
1004	300	2004 150 Reissue filing fee	
1005	200	2005 100 Provisional filing fee	

**SUBTOTAL (1)** (\$ 0)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	20** =	Fee from below		Fee Paid
		Extra Claims	X	
17	20** =	0	X	0
Independent Claims	2	-3** =	0	0
Multiple Dependent			X	0

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 360	2203 180	Multiple dependent claim, if not paid
1204 200	2204 100	** Reissue independent claims over original patent
1205 50	2205 25	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$ 0)

\*\*or number previously paid, if greater; For Reissues, see above

## FEES CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description
Fee Code	Fee Code	
1051	130	2051 65 Surcharge - late filing fee or oath
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet
1053	130	1053 130 Non-English specification
1812	2,520	1812 2,520 For filing a request for ex parte reexamination
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action
1251	120	2251 60 Extension for reply within first month
1252	450	2252 225 Extension for reply within second month
1253	1,020	2253 510 Extension for reply within third month
1254	1,590	2254 795 Extension for reply within fourth month
1255	2,160	2255 1,080 Extension for reply within fifth month
1401	500	2401 250 Notice of Appeal
1402	500	2402 250 Filing a brief in support of an appeal
1403	1,000	2403 500 Request for oral hearing
1451	1,510	1451 1,510 Petition to institute a public use proceeding
1452	500	2452 250 Petition to revive - unavoidable
1453	1,500	2453 750 Petition to revive - unintentional
1501	1,400	2501 700 Utility issue fee (or reissue)
1502	800	2502 400 Design issue fee
1503	1,100	2503 550 Plant issue fee
1460	130	1460 130 Petitions to the Commissioner
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)
1806	180	1806 180 Submission of Information Disclosure Stmt
8021	40	8021 40 Recording each patent assignment per property (times number of properties)
1809	790	2809 395 Filing a submission after final rejection (37 CFR 1.129(a))
1810	790	2810 395 For each additional invention to be examined (37 CFR 1.129(b))
1301	790	2801 395 Request for Continued Examination (RCE)
1802	900	1802 900 Request for expedited examination of a design application
Other fee (specify) _____		

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$830.00)

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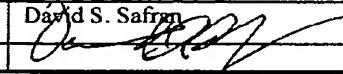
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February 22, 2005  
Date

  
Kathleen M. McManus  
Typed or printed name

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	David S. Safran	Registration No.	27,997	Telephone	(703) 827-8094
Signature				Date	February 22, 2005

SEND TO: Commissioner for Patents  
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Alexandria, VA 22313-1450

W631396.1

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 740116-358				
<b>CERTIFICATE OF MAILING OR TRANSMISSION</b> <small>[37 CFR 1.89(a)]</small>						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or being facsimile transmitted to the USPTO at 703-372-9206, on <u>February 22, 2005</u></p> <p>Signature:   Name: Kathleen M. McManus</p>						
<b>In re Application of Heinz WALTER</b>  <table border="1"> <tr> <td>Application Number 10/051,297</td> <td>Filed 01/22/2002</td> </tr> </table> <b>For ELECTRICAL TRANSDUCER</b>  <table border="1"> <tr> <td>Group Art Unit 2857</td> <td>Examiner Jeffrey R. West</td> </tr> </table>			Application Number 10/051,297	Filed 01/22/2002	Group Art Unit 2857	Examiner Jeffrey R. West
Application Number 10/051,297	Filed 01/22/2002					
Group Art Unit 2857	Examiner Jeffrey R. West					
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) <u>\$500.00</u></p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <u>\$</u></p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-2380(740116-358). I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <p>I am the</p> <p><input type="checkbox"/> applicant/inventor.   Signature</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record <u>David S. Safran</u>  Typed or printed name</p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).  Registration number if acting under 37 CFR 1.34(a) _____ <u>February 22, 2005</u>  Date</p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p>						

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)  
740116-358

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[37 CFR 1.89(a)]**

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Signature: *Kathleen M. McManus*

Name: Kathleen M. McManus

In re Application of Heinz WALTER

Application Number 10/051,297 Filed 01/22/2002

For ELECTRICAL TRANSDUCER

Group Art Unit 2857

Examiner Jeffrey R. West

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$500.00

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$
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- applicant/inventor.
- assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- attorney or agent of record
- attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

*David S. Safran*

Typed or printed name

February 22, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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